



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

HAMPDEN-SMITH et al.

Serial No. 09/927,888

Filed: August 10, 2001

Conf. No.: 5453

Atty. File No. 41890-01597

For: "FINE POWDERS FOR USE IN
PRIMARY AND SECONDARY
BATTERIES"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment having a mailing date of February 10, 2004, and the Examiner's Action having a mailing date of June 24, 2003, with respect to the above-identified Application. Applicants had previously requested a three-month extension of time in relation to the non-compliant response.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 3 of this paper.

) Group Art Unit: 1745
)
) Examiner: Mary Lynn Theisen
)
) RESPONSE TO NOTICE OF
) NON-COMPLIANT AMENDMENT

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. Box 1450 ALEXANDRIA, VA 22313-1450 ON <u>March 8, 2004</u></p> <p style="text-align: center;">MARSH FISCHMANN & BREVFOGLE, LLP</p> <p>BY: <u>Lynn Pennywell</u> Lynn Pennywell</p>
